

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK**

CHRISTOPHER MILLER,

Plaintiff,

-vs-

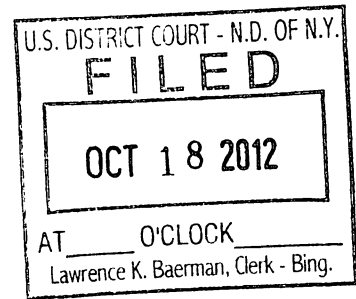
10-cv-597

**CITY OF ITHACA, EDWARD VALLELY,
JOHN BARBER, LAUREN SIGNER,
PETE TYLER, ANDREW NAVARRO,
and MARLON BYRD,**

Defendants.

VERDICT SHEET FORM

PLEASE NOTE - Each Juror will be provided with a Verdict Sheet Form in order to facilitate understanding of the charge and to aid in deliberation. HOWEVER, YOUR VERDICT SHOULD BE REPORTED TO THE JUDGE ON ONLY ONE VERDICT SHEET FORM WHICH IS SIGNED BY THE JURY FOREPERSON. The remaining Verdict Sheet Forms should be returned to the courtroom deputy unsigned. The questions must be answered unanimously.



I. Race Based Discrimination - 42 U.S.C. § 1981

A. City of Ithaca

Do you find that Plaintiff met his burden of establishing by a preponderance of the evidence that the City of Ithaca discriminated against him on account of his race by failing to promote him?

Yes _____ No X

Proceed to the next question ONLY if you answered “Yes” to Question I(A). If you answered “No” to Question I(A), proceed to question I(B).

What amount of compensatory damages do you award Plaintiff as against the City of Ithaca as a consequence of being discriminated against on account of his race?

Note: The amount must be at least \$1.00.

\$ _____

Proceed to the next question.

B. Lauren Signer

Do you find that Plaintiff met his burden of establishing by a preponderance of the evidence that Lauren Signer discriminated against him on account of his race by failing to promote him?

Yes _____ No X

Proceed to the next question ONLY if you answered “Yes” to Question I(B). If you answered “No” to Question I(B), proceed to Section II.

What amount of compensatory damages do you award Plaintiff as against Lauren Signer as a consequence of being discriminated against on account of his race?

Note: The amount must be at least \$1.00.

\$

Proceed to the next question.

Do you find that Plaintiff is entitled to punitive damages against Lauren Signer on his claim of race based discrimination?

Yes No X

Proceed to Section II.

II. Retaliation

A. City of Ithaca

Do you find that Plaintiff met his burden of establishing by a preponderance of the evidence that the City of Ithaca retaliated against Plaintiff for engaging in protected activity?

Yes X No

B. Edward Valley

Do you find that Plaintiff met his burden of establishing by a preponderance of the evidence that Edward Valley retaliated against Plaintiff for engaging in protected activity by issuing the June 1 notice of discipline?

Yes X No

C. John Barber

Do you find that Plaintiff met his burden of establishing by a preponderance of the evidence that the John Barber retaliated against Plaintiff for engaging in protected activity by issuing the June 1 notice of discipline?

Yes X No _____

D. Pete Tyler

Do you find that Plaintiff met his burden of establishing by a preponderance of the evidence that Pete Tyler retaliated against Plaintiff for engaging in protected activity by issuing the June 1 notice of discipline?

Yes X No _____

E. Marlon Byrd

Do you find that Plaintiff met his burden of establishing by a preponderance of the evidence that Marlon Byrd retaliated against Plaintiff for engaging in protected activity by making certain beat assignments?

Yes X No _____

F. Andrew Navarro

Do you find that Plaintiff met his burden of establishing by a preponderance of the evidence that Andrew Navarro retaliated against Plaintiff for engaging in protected activity by making certain beat assignments?

Yes _____ No X

G. Damages

Answer the following question ONLY as to those Defendants, if any, for which you gave a response of “Yes” in Section II, Questions (A) through (F).

What amount of compensatory damages do you award Plaintiff as a consequence of being retaliated against as to the following Defendants:

(Note: Remember, Plaintiff is not entitled to recover twice for the same damages. Also, if you decide to make an award, it must be at least \$1.00).

City of Ithaca: \$ 2,000,000

Edward Valley: \$ 1

John Barber: \$ 1

Pete Tyler: \$ 1

Marlon Byrd: \$ _____

Andrew Navarro: \$ ~~0~~

Total Compensatory Damages (retaliation): \$ 2,000,004

Your deliberations are complete.

PLEASE REPORT YOUR VERDICT TO THE MARSHAL. PLEASE REMEMBER TO DATE AND SIGN THIS VERDICT SHEET. THANK YOU.

**** REDACTED ****

10-18-2012
Date

Foreperson